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Attorneys for Plaintiff
ACCLAIM INNOVATIONS, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ACCLAIM INNOVATIONS, LLC,

Plaintiff,

v.

PRETEC ELECTRONICS CORP.; PNY
TECHNOLOGIES, INC.; MEMOREX
PRODUCTS, INC. f/k/a MEMTEK
PRODUCTS, INC.; and C-ONE
TECHNOLOGY CORPORATION,

Defendants.

Case No. 00-CV-4770 MJJ (EMC)

**JOINT STIPULATION TO CONTINUE
SETTLEMENT CONFERENCE BY 90
DAYS; DECLARATION OF RIP FINST
IN SUPPORT; ~~PROPOSED~~ ORDER**

1 WHEREAS plaintiff Acclaim Innovations, LLC (“Acclaim”) and defendant C-One
2 Technology Corp. (“C-One”) have agreed to settle this matter and are finalizing the terms of a
3 settlement agreement;

4 WHEREAS C-One requires 60 calendar days from the effective date of the
5 settlement agreement to submit payment to Acclaim pursuant to the settlement agreement; and

6 WHEREAS a Settlement Conference is scheduled for November 8, 2007 and
7 settlement conference statements are due October 25, 2007 (*see* Docket No. 396),

8 IT IS HEREBY STIPULATED AND AGREED, by and between Acclaim and C-
9 One, through their respective counsel undersigned, that:

10 The Settlement Conference and deadline for submission of settlement conference
11 statements shall be continued by 90 days.

12 Accordingly, the parties hereby stipulate that, with the Court’s permission, the
13 deadline for submission of settlement conference statements be continued until January 23, 2008,
14 and the Settlement Conference be rescheduled to Thursday, February 7, 2008, or as soon
15 thereafter as convenient for the Court.

16 By his signature below, counsel for Acclaim attests under penalty of perjury that
17 counsel for C-One concurs in the filing of this Stipulation.

1 Dated: October 24, 2007

By: /s/ Steven Cherensky
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Attorneys for Plaintiff,
ACCLAIM INNOVATIONS, LLC.

11 Dated: October 24, 2007

By: /s/ Leodis C. Matthews
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Attorneys for Defendant,
C-ONE TECHNOLOGY CORP.

SUPPORTING DECLARATION OF RIP FINST

I, Rip Finst, declare as follows:

1. I am an attorney admitted to practice in the State of California and the United States District Court for the Northern District of California, and am an associate of the firm Weil, Gotshal & Manges L.L.P., attorneys of record for Acclaim Innovations, LLC. The matters referred to in this declaration are based on my personal knowledge and if called as a witness I could, and would, testify competently to those matters.

2. The factual representations made in the above Stipulation are true. The parties have met and conferred and agree to a continuance of the Settlement Conference and the deadline to file settlement conference statements.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed on October 24, 2007 at Redwood Shores, California.

/s/ Rip Finst
Rip Finst

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Settlement Conference in the above captioned matter shall be continued from November 8, 2007 to February 7, 2008 at 9:30 a.m, and the deadline for submission of settlement conference statements shall be January 23, 2008.

Dated: October 26, 2007

